



STATE OF NEW JERSEY
DEPARTMENT OF PERSONNEL

JON S. CORZINE
GOVERNOR

ROLANDO TORRES, JR.
COMMISSIONER

Merit System Board

**MINUTES OF REGULAR MEETING OF
THE MERIT SYSTEM BOARD
JULY 19, 2006**

**Rolando Torres, Jr., Chairman
Flavella Branham
John Currie
Robert Long**

JULY 19, 2006

A regular meeting of the Merit System Board was held on Wednesday July 19, 2006, in Trenton, New Jersey.

PRESENT: Chairman Rolando Torres, Jr., Merit System Board Members, John Currie, Flavella Branham, and Robert J. Long; Pamela Ullman, Deputy Attorney General; and Henry Maurer, Director, Division of Merit System Practices and Labor Relations.

In accordance with L.1975, c.231, Chairman Rolando Torres Jr., opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on July 12, 2006 and posted at the Department of Personnel, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

STATE

The Merit System Board recorded the recommended changes in the State Classification Plan, copies of which are attached hereto and made a part hereof.

DATE: June 22, 2006

TO: Rolando Torres, Jr., Commissioner
Department of Personnel

FROM: Elizabeth Van Marter, Director
Human Resource Management

SUBJECT: Change in the State Classification Plan

GENERAL TITLE

Rowan University has requested the addition of a new work year for the title of Nurse Practitioner, to staff a position in the student health center, working 10 months out of the year. This proposed variant on the existing 12 month title is requested due to the university's significant drop in health service utilization in the summer.

A Nurse Practitioner may initiate laboratory and other diagnostic tests, and prescribe or order devices and medications which are not controlled dangerous substances, under his/her own signature. The Nurse Practitioner is needed to provide quality health services to students, while reducing the costs associated with physician care.

Negotiations representatives have been notified and support the establishment of this title.

ADDITION OF TITLE

Effective: 08/19/2006

Nurse Practitioner 10 Months
P28 -____ Competitive * NL/12

EVM/JM/RMD

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Jose Alvarez
Town of West New York
Department of Public Safety
Removal

In the Matter of Marc Baltimore
Township of Irvington
Police Department
Suspension

In the Matter of Gregory Byrd
Garden State Reception and Youth Correctional Facility
Department of Corrections
Removal

In the Matter of Salvatore Cetrulo, III
County of Monmouth
Department of Corrections and Youth Services
Suspension

In the Matter of Margaret Corley
Wildwood City Housing Authority
Removal

In the Matter of James Dickinson
New Jersey State Parole Board
Suspension

In the Matter of Marilyn Heddy
Town of Boonton
Police Department
Suspension

In the Matter of Stephen Hennessey
Judiciary, Monmouth Vicinage
Suspension

In the Matter of Susan Luciano
County of Cumberland
Department of Corrections
Suspension

In the Matter of James Murphy
Trenton Psychiatric Hospital
Department of Human Services
Indefinite Suspension and Removal

In the Matter of Patrick Pinder
Albert C. Wagner Youth Correctional Facility
Department of Corrections
Suspension

In the Matter of Anthony Vecchio
Borough of Keyport
Suspension

In the Matter of Cynthia Williams
Vineland Developmental Center
Department of Human Services
Removal

In the Matter of Kimberly Wright
County of Cumberland
Department of Corrections
Removal

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN THE
ABOVE CASES – SETTLEMENT**

ACTION: The Merit System Board acknowledged the settlements.

A-2 MICHAEL ANTON

Michael Anton, Safety Specialist 1, Motor Vehicle Commission, 30-day suspension on the charge of insubordination.

Recommendation of the Administrative Law Judge – Modify the 30-day suspension to a 15-day suspension.

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to uphold the 30-day suspension.

A-3 TONY MACK

Tony Mack, Municipal Recycling Coordinator, City of Trenton, Department of Public Works, appeals the good faith of his layoff effective December 8, 2004, for reasons of economy and efficiency.

Recommendation of the Administrative Law Judge – Reverse the layoff.

ACTION: The Merit System Board directed that this matter be held over.

A-4 RENEE MEYERS

Renee Meyers, Building Maintenance Worker, County of Hudson, Department of Public Resources, 30-day suspension on charges of insubordination and conduct unbecoming a public employee. It is noted that 10 of the 30 days were held in abeyance for six months and were never served.

Recommendation of the Administrative Law Judge – Modify the penalty to a 15-day suspension.

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to uphold a 20-day suspension.

A-5 JESUS ORTIZ

Jesus Ortiz, Senior Correction Officer, New Jersey State Prison, Department of Corrections, 30-day suspension on the charge of neglect of duty.

Recommendation of the Administrative Law Judge – Reverse the 30-day suspension.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-6 JOSE ROSADO, JR.

Jose Rosado, Jr., Police Officer, City of Newark, Police Department, 90-day suspension on charges of violation of Department rules regarding accessibility to department surgeons and superior officers and neglect of duty.

Recommendation of the Administrative Law Judge – Modify the 90-day suspension to a 15-day suspension.

ACTION: The Merit System Board modified the recommendation of the Administrative Law Judge to a 60-day suspension.

A-7 CHRISTIAN COFONE (REMAND)

Christian Cofone, Police Officer, Township of Middletown, Department of Public Safety, removal effective June 23, 2003, on charges of violations of various Police Department rules and regulations, including, *inter alia*, obedience to laws and rules, prohibited activity on duty, and rules of personal conduct, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-8 CARMEN COLON (REMAND)

Carmen Colon, Police Officer, City of Camden, Police Department, removal effective May 11, 2004, on charges of conduct unbecoming a public employee, other sufficient cause and violation of various Police Department rules.

Recommendation of the Administrative Law Judge - Uphold the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-9 KAREN JENKINS

Karen Jenkins, Senior Correction Officer, South Woods State Prison, Department of Corrections, removal effective March 23, 2004, on charges of conduct unbecoming a public employee, safety and security precautions, improper or unauthorized contact with inmate and undue familiarity with inmates, parolees, their families, or friends.

Recommendation of the Administrative Law Judge - Reverse the removal.

ACTION: The Merit System Board affirmed the recommendation of the Administrative Law Judge.

A-10 VICTOR ONWUZURUIKE

Victor Onwuzuruike, Senior Security Guard, Newark School District, removal effective May 3, 2004, on charges of insubordination, chronic or excessive absenteeism or lateness, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board directed that this matter be held over.

A-11 WILLIAM GREENE

William Greene, Human Services Assistant, New Lisbon Developmental Center, Department of Human Services, removal effective November 8, 2004, on the charge of physical abuse of a client. This matter was held over from the June 7, 2006 Merit System Board meeting.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION: The Merit System Board directed that this matter be held over.

SECTION B – MISCELLANEOUS MATTERS

B-1 NEPTUNE AMBROISE

Neptune Ambroise appeals the removal of his name from the (S9999F) eligible list for the title of Police Officer, City of Elizabeth on the basis of psychological unfitness.

ACTION: The Merit System Board directed that this appeal be denied.

B-2 RAHEEMA BATTLES

Raheema Battles appeals the removal of her name from the (S9999F) eligible list for the title of County Correction Officer, County of Essex on the basis of psychological unfitness.

ACTION: The Merit System Board directed that this appeal be denied.

B-3 JULIEMARIE FORTE

Julie Marie Forte, represented by Benjamin Benson, Esq., appeals her rejection as a County Correction Officer candidate by the County of Ocean and its request to remove her name from the eligible list for County Correction Officer (S9999D) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-4 WILLIAM A. GOLDSBOROUGH

William A. Goldsborough appeals his rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove his name from the eligible list for Correction Officer Recruit (S9999F) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this matter be referred for independent psychological evaluation.

B-5 RANDY J. MAROTTO

Randy J. Marotto appeals the removal of his name from the (S9999F) eligible list for the title of Correction Officer Recruit, Juvenile Justice, on the basis of psychological unfitness.

ACTION: The Merit System Board directed that this appeal be denied.

B-6 EMILIO NAZARIO

Emilio Nazario appeals the removal of his name from the (S9999D) eligible list for the title of Police Officer, City of Trenton on the basis of psychological unfitness.

ACTION: The Merit System Board directed that this appeal be denied.

B-7 TIMOTHY RAMOS

Timothy Ramos appeals the removal of his name from the (S9999F) eligible list for the title of Correction Officer Recruit, Department of Corrections on the basis of psychological unfitness.

ACTION: The Merit System Board directed that this appeal be denied.

B-8 NIKKI BURNS

Nikki Burns appeals her rejection as a County Correction Officer by Camden County and its request to remove her name from the eligible list for County Correction Officer (S9999F) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be granted.

B-9 CALVIN JEFFERS

Calvin Jeffers appeals his rejection as a County Correction Officer by Camden County and its request to remove her name from the eligible list for County Correction Officer (S9999F) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-10 ROBERT E. JOHNSON

Robert E. Johnson appeals his rejection as a Police Officer by the City of Paterson and its request to remove his name from the eligible list for Police Officer (S9999D) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-11 SHEKILA LEE

Shekila Lee appeals her rejection as a Correction Officer Recruit by the New Jersey Department of Corrections and its request to remove her name from the eligible list for Correction Officer Recruit (S9999D) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be denied.

B-12 LAURA DAGAYDAY

Laura Dagayday, a Human Services Technician with the Senator Garrett W. Hagedorn Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be granted.

B-13 HOWARD FOLBRECHT

Howard Folbrecht, an Electrical Mechanic with the Department of Transportation, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-14 KEITH R. JOHNSON

Keith R. Johnson, a Senior Correction Officer at New Jersey State Prison, Department of Corrections, represented by Henry J. Cistrelli, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-15 DEBORAH ROBINSON

Deborah Robinson, a Paralegal Technician 2 with the Department of Corrections, appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be denied.

B-16 MICHAEL VANARTSDALEN

Michael Vanartsdalen, a former Correction Sergeant, Juvenile Justice, with the Juvenile Justice Commission, Department of Law and Public Safety, represented by D. William Subin, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION: The Merit System Board directed that this appeal be granted.

B-17 LILLIAN FOSTER

Lillian Foster appeals the decision of Human Resource Information Services, which upheld the bypass of her name for appointment on the eligible list for Analyst Trainee (S0362F), Department of Health and Senior Services.

ACTION: The Merit System Board directed that this appeal be denied.

B-18 LILLIAN FOSTER

Lillian Foster appeals the decision of Human Resource Information Services, which upheld the bypass of her name for appointment on the eligible list for Investigator (S0209E), Judiciary, Vicinage 7, Mercer County.

ACTION: The Merit System Board directed that this appeal be denied.

B-19 POLICE SERGEANT (PM2547C AND PM2505G), CITY OF ATLANTIC CITY

Edward Pollock, Jerry Barnhart, Joseph Falcone, Gregory Stites, Lee Hendricks, and Harold Cooper, Police Officers with the City of Atlantic City, represented by Mary Beth Clark, Esq., appeal the determination of the Division of Selection Services, which denied the appointing authority's request to certify the Police Sergeant (PM2547C), City of Atlantic City, eligible list. Angelo Maimone and Vincent DeMaria, Police Officers with the City of Atlantic City, object to the certification of the Police Sergeant (PM2547C) eligible list and appeal the cancellation of the February 14, 2006 certification of the Police Sergeant (PM2505G), City of Atlantic City, eligible list.

ACTION: The Merit System Board granted the request for certification of the eligible list for Police Sergeant (PM2547C), City of Atlantic City, but directed that the appeals of Angelo Maimone and Vincent DeMaria be denied.

B-20 REGULATORY OFFICER 1 (S3034F), DEPARTMENT OF HEALTH AND SENIOR SERVICES

The appointing authority requests permission not to make an appointment from the certification for Regulatory Officer 1 (S3034F), Department of Health and Senior Services.

ACTION: The Merit System Board granted the request for appointment waiver and directed that the selection costs be presently deferred.

B-21 BENEDICTA SATIAH

Benedicta Satiah, a Technical Assistant 1 with the Department of Treasury, appeals the determination of the Affirmative Action Office, which found that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination, Harassment or Hostile Environments in the Workplace.

ACTION: The Merit System Board directed that this appeal be denied.

B-22 GREGORY KATSEYEANIS

Gregory Katseyeanis, a Police Officer with the City of Union City, represented by Merick H. Limsky, Esq., petitions the Merit System Board for interim relief of his demotion, effective April 20, 2006.

ACTION: The Merit System Board denied the request.

B-23 JOSEPH W. SCOTT

Joseph W. Scott, a County Correction Officer with Essex County, represented by Ciro A. Spina, III, Esq., petitions the Merit System Board for interim relief of his immediate suspension on or about November 5, 2005.

ACTION: The Merit System Board granted back pay from November 4, 2005 through January 12, 2006.

B-24 BIRDIE CODY

Donna Nelson-Lee, Director, Division of Human Resources, Atlantic County, requests that Birdie Cody be permanently appointed to the title of Chief, Administrative Services.

ACTION: The Merit System Board denied the request.

B-25 SHANTHA SHASHIDHARA

Shantha Shashidhara, a Research Scientist 2 with the Department of Environmental Protection, represented by Adam Liebttag, CWA Local 1034, appeals the determination to place her on step eight of salary range P28, rather than step nine, upon her appointment from the special reemployment list for Research Scientist 2.

ACTION: The Merit System Board directed that this appeal be denied.

B-26 RICHARD BAILEY

Richard Bailey, a former Claims Adjudicator Trainee, Disability Determinations with the Department of Labor and Workforce Development, petitions the Merit System Board for reconsideration of the administrative determination, rendered December 19, 2005, by the Director of Merit System Practices and Labor Relations, denying his request for a hearing concerning the appeal of his release at the end of his working test period, due to the untimely filing of his appeal pursuant to *N.J.S.A.* 11A:2-6(a)4 and *N.J.A.C.* 4A:2-4.2.

ACTION: The Merit System Board denied the request for reconsideration.

B-27 DINA FANCHER

Dina Fancher, a County Correction Officer with Monmouth County, represented by Charles J. Sciarra, Esq., petitions the Merit System Board for reconsideration of the administrative determination, rendered January 17, 2006, by the Director of Merit System Practices and Labor Relations, denying her request for a hearing concerning the appeal of a 10-day suspension effective October 1, 2005, due to the untimely filing of her appeal pursuant to *N.J.S.A.* 11A:2-15 and *N.J.A.C.* 4A:2-2.8.

ACTION: The Merit System Board granted the request for reconsideration.

B-28 LILIAN FOSTER

Lillian Foster requests reconsideration of the final decision of the Merit System Board rendered on October 19, 2005, which upheld the removal of her name from the Right of Way Negotiator (S6736F) and Right of Way Negotiator Trainee (S6737F), Department of Transportation, eligible lists due to an unsatisfactory employment record.

ACTION: The Merit System Board denied the request for reconsideration.

B-29 POLICE SERGEANT AND POLICE LIEUTENANT, TOWNSHIP OF LONG BEACH

The Township of Long Beach petitions the Merit System Board for reconsideration of the final decision, rendered on June 7, 2006, which denied its request for a postponement of the Police Sergeant and Police Lieutenant, Township of Long Beach, promotional examinations.

ACTION: The Merit System Board granted the request for reconsideration.

B-30 JOHN HERRMANN

John Herrmann, represented by Daniel Zirrit, Esq., petitions the Merit System Board for reconsideration of the decision rendered on January 11, 2006 which found that he was below the minimum requirements in experience for the qualifying examination for Electronic Systems Technician 1, Bergen County Utilities Authority.

ACTION: The Merit System Board denied the request, but directed that the classification matter be referred to the Division of Human Resource Management.

B-31 ANTHONY RENIERI

Anthony Renieri, a former Senior Correction Officer with the Juvenile Justice Commission, Department of Law and Public Safety, represented by Charles J. Sciarra, Esq., petitions the Merit System Board for reconsideration of the administrative determination, rendered December 20, 2005, by the Director of Merit System Practices and Labor Relations, denying his request for a hearing concerning the appeal of his removal from employment effective September 7, 2004, due to the untimely filing of his appeal pursuant to *N.J.S.A. 11A:2-15* and *N.J.A.C. 4A:2-2.8*.

ACTION: The Merit System Board denied the request for reconsideration.

B-32 ADAM BERGER

Adam Berger, represented by Patrick J. Caserta, Esq., and the County of Passaic, petition the Merit System Board for acknowledgement of the settlement agreement reached by the parties, which provides for Berger's restoration on the County Correction Officer (S9999D), County of Passaic, eligible list.

ACTION: The Merit System Board acknowledged the settlement.

B-33 PETRA M. JAMES

The appeal of Petra M. James, a Senior Parole Officer with the State Parole Board, of her four removals, effective May 2, 2002, May 2, 2002, June 4, 2002, and June 14, 2002, on charges, was heard by Administrative Law Judge Maria Mancini La Fiandra, who rendered her initial decision on April 20, 2006. At its meeting on June 21, 2006, the Merit System Board adopted the ALJ's recommendation to uphold the appellant's removal. The proposed final decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the final decision.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Robert J. Long	(Yes)

B-34 NANCY PAVEZ

The appeal of Nancy Pavez, a Cottage Training Technician with Hunterdon Developmental Center, Department of Human Services, of her removal effective March 3, 2004, on charges, was heard by Administrative Law Judge Patricia M. Kerins, who rendered her initial decision on March 27, 2006. At its meeting on June 21, 2006, the Merit System Board adopted the ALJ's recommendation to reverse the removal. The proposed decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the decision.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Robert J. Long	(Yes)

B-35 GLENROY SANGSTER

The appeal of Glenroy Sangster, a Human Services Assistant at Ancora Psychiatric Hospital, Department of Human Services, of his removal effective February 7, 2005, on charges, was heard by Administrative Law Judge Jeff S. Masin, who rendered his initial decision on May 3, 2006. At its meeting on June 21, 2006, the Merit System Board adopted the ALJ's recommendation to reverse the removal. The proposed decision is now submitted for the Board's review.

ACTION: The Merit System Board adopted the decision.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Robert J. Long	(Yes)

B-36 PAUL ALLEN

Paul Allen appeals the determination of the Division of Selection Services which found that, per substitution clause for education, he was below the minimum requirements in experience for the promotional examination for Chief, Fire Safety (PS7522D), Department of Community Affairs.

ACTION: The Merit System Board directed that this appeal be denied.

B-37 SZAEZ BAEZ-OSORIO, ET AL.

Szuez Baez-Osorio, Le Shel Garcia, Mercedes Garay, and Carmen Lebron appeal the determination of the Division of Selection Services which found that they did not meet the experience requirements for the promotional examination for Technician, Management Information Systems (PS6641K), Division of Youth and Family Services, Department of Human Services.

ACTION: The Merit System Board directed that these appeals be denied.

B-38 CALVIN BROWN

Calvin Brown appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in education for the open competitive examination for Supervising Youth Group Worker (M6265H), City of Camden.

ACTION: The Merit System Board directed that this appeal be granted.

B-39 RAYMOND BUKOWSKI

Raymond Bukowski appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for a lateral title change to Principal Environmental Specialist (Coastal Resources), Department of Environmental Protection.

ACTION: The Merit System Board directed that this appeal be granted.

B-40 ELIZABETH L. COUPE, ET AL.

Elizabeth L. Coupe, Linda G. Cheston, Renee C. Jenkins, and Pela K. Gore-Watts appeal the determination of the Division of Selection Services which found that they did not meet the requirements for the promotional examination for Program Development Specialist 2 (PS5715D), Division of Housing, Department of Community Affairs.

ACTION: The Merit System Board directed that these appeals be denied, and directed that an audit be conducted of the duties performed by Linda G. Cheston and Renee C. Jenkins to determine their correct classification.

B-41 SHANTESIA CRAWFORD

Shantesia Crawford appeals the determination of the Division of Selection Services which found that she did not meet the experience requirements for the open competitive examination for Administrative Analyst (M6143G), City of Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-42 DENNIS DESALVO AND RUTH STEINRUCK

Dennis DeSalvo and Ruth Steinruck appeal the determination of the Division of Selection Services, which found that they did not meet the experience requirements for the open competitive examination for Program Development Specialist 1, Corrections (S6831G).

ACTION: The Merit System Board directed that these appeals be denied.

B-43 ANDREW DILL

Andrew Dill appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the qualifying examination for Construction and Maintenance Technician 5, Department of Transportation.

ACTION: The Merit System Board directed that this appeal be granted.

B-44 KAREN DOLAN, ET AL.

Karen Dolan, Ephraim Morrison, Anthony Primiani, David Simpkins, AnnMarie Stahl, and Jeena Williams appeal the determination of the Division of Selection Services which found that they were below the minimum requirements in experience for the promotional examination for County Representative Human Services (PS7211K), Division of Child Behavioral Health Services.

ACTION: The Merit System Board directed that these appeals be granted.

B-45 CHRISTINA FISHER-WILLIAMS

Christina Fisher-Williams appeals the determination of the Division of Selection Services which found that, pursuant to the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Personnel Assistant 3, Employee Relations (PS6908K), New Lisbon Developmental Center, Department of Human Services.

ACTION: The Merit System Board directed that this appeal be granted.

B-46 ELIDA GARES

Elida Gares appeals the determination of the Division of Selection Services which found that she was below the minimum requirements in experience for Manager, Field Operations, CBVI (PS6868K), Commission for the Blind and Visually Impaired.

ACTION: The Merit System Board directed that this appeal be denied.

B-47 CHERYL HARRIS

Cheryl Harris appeals the determination of the Division of Selection Services which found that per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Administrative Analyst 4 (PS5910P), Division of State Police, Department of Law and Public Safety.

ACTION: The Merit System Board directed that this appeal be denied.

B-48 ROGER HAYDEN

Roger Hayden appeals the determination of the Division of Selection Services which found that per the substitution clause for education, he was below the minimum requirements in experience for the promotional examination for Engineering Technician 3 (PS7054T), Department of Transportation.

ACTION: The Merit System Board directed that this appeal be denied.

B-49 JAMES HESTER

James Hester appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the open competitive examination for Community Relations Specialist (M6055G), City of East Orange.

ACTION: The Merit System Board directed that this appeal be denied.

B-50 RONALD C. MCCRAY

Ronald C. McCray appeals the determination of the Division of Selection Services, which found that he was not eligible for the promotional examination for Crew Supervisor Building Maintenance Programs (PS8547K), Woodbridge Developmental Center, since he does not possess an aggregate of one year of permanent status in a competitive title.

ACTION: The Merit System Board directed that this appeal be denied.

B-51 EARL SAMMOND

Earl Sammond appeals the determination of the Division of Selection Services which found that he did not meet the minimum requirements in experience for the open competitive examination for Custodian (M9678G), Berkeley Township School District.

ACTION: The Merit System Board directed that this appeal be granted.

B-52 RONICIA SOLLA

Ronicia Solla appeals the determination of the Division of Selection Services which found that she did not meet the experience requirement for the open competitive examination for Human Services Specialist 1 (C1167G), Camden County.

ACTION: The Merit System Board directed that this appeal be denied.

B-53 ARDELLE C. SPEAKER

Ardelle C. Speaker appeals the determination of the Division of Selection Services that she did not meet the requirements for the promotional examination for Secretarial Assistant 3, Non-Stenographic (PS6876K), Division of Mental Health Services, Department of Human Services.

ACTION: The Merit System Board directed that this appeal be granted.

B-54 DONALD ALEXANDER

Donald Alexander appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-55 JOSE ALVES

Jose Alves appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that the technical component of the Evolving scenario be changed from 2 to 3 and the remainder of the appeal be denied.

B-56 REINOLDO APONTE, JR.

Reinoldo Aponte, Jr. appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that the oral communication component of the Arrival scenario be changed from 2.5 to 3, and the remainder of the appeal be denied.

B-57 SALVADOR BIDOT

Salvador Bidot appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-58 WILLIE BOOKER

Willie Booker appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-59 KAMAL BROWN

Kamal Brown appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-60 JOSEPH CLEMENTI

Joseph Clementi appeals his score for the open competitive examination for Assistant Director, Public Works (M4107G), Township of Teaneck.

ACTION: The Merit System Board directed that this appeal be denied.

B-61 RICHARD DI FRANCESCO

Richard Di Francesco appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-62 CHRISTOPHER EODICE

Christopher Eodice appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-63 FRANK FONSECA

Frank Fonseca appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-64 MANUEL GONZALEZ

Manuel Gonzalez appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-65 MUSTAFA ABDUL HAQQ

Mustafa Abdul Haqq appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-66 CURTIS JOHNSON

Curtis Johnson appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-67 JOSE OSORIO

Jose Osorio appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-68 GARY PALMERSON

Gary Palmerson appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-69 ERIC PIERRE

Eric Pierre appeals the utilization by the Division of Selection Services of the score he achieved on the Management Test Battery for the promotional examination for Chief, Employment and Training (PS8014N), Department of Labor and Workforce Development.

ACTION: The Merit System Board directed that this appeal be denied.

B-70 ROBERT PRAINO

Robert Praino appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-71 KEVIN REILLY

Kevin Reilly appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-72 LUTHER ROBERSON III

Luther Roberson III appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-73 IMRE SZIGETI

Imre Szigeti appeals his score for the oral portion of the examination for the first level Fire Captain (PM3514F), Newark.

ACTION: The Merit System Board directed that this appeal be denied.

B-74 ALICE BALDWIN, ET AL.

Alice Baldwin, Elmalean Bowser, Hannah Boyce, Louise Kolaski, Ottavia Lupinacci, and Dolores Shemelia appeal the validity of the promotional examination for Records Technician 3, Motor Vehicles (PS5628T), Motor Vehicle Commission.

ACTION: The Merit System Board directed that these appeals be denied.

B-75 RENEE BARRETT, ET AL.

Renee Barrett, Debra Cavallo, Judith Clark, Tonya Davis, Josette Decastris, Sonja Dennis, crystal Downing, Evelyn Figueroa, Maria Finney, Jacqueline Gonzalez, Brenda Jenkins, Kimberly Little-Snead, Denise Manners, Joanna Martinez, Barry McClain, Lamaine McDaniel, Carmen Nieves, Melissa Panniel, Maria Pinto, Nathaniel Robinson, Debbie Sanders, Elizabeth Rivera, Diane Robinson, Linda Rogers, Rosia Webb, and Alexis Willard appeal the validity of the promotional examinations for Records Technician 3, Motor Vehicles (PS5621T), Motor Vehicle Commission and Support Services Representative 2 (PS5622T), Motor Vehicle Commission.

ACTION: The Merit System Board directed that these appeals be denied.

B-76 YOLANDA BIAS AND CAROL KIDD

Yolanda Bias and Carol Kidd appeal the validity and administration of the promotional examination for Customer Service Information Specialist 2 (PS5616T), Motor Vehicle Commission.

ACTION: The Merit System Board directed that these appeals be denied.

B-77 JANET BARKSDALE

Janet Barksdale appeals her late arrival at the examination center for the promotional examination for Technical Assistant 2, Treasury (PS6720U), Department of the Treasury and requests a make-up test.

ACTION: The Merit System Board directed that this appeal be granted.

B-78 EDWARD DE LA FUENTE

Edward de la Fuente appeals the decision of the Division of Selection Services denying his request for a make-up examination for Police Sergeant (PM2542G), Millburn.

ACTION: The Merit System Board directed that this appeal be granted.

B-79 MIRIAM GARCIA

Miriam Garcia appeals her late notification for the promotional examination for Customer Services Representative 3 (PS5954T), Motor Vehicle Commission and requests a make-up examination.

ACTION: The Merit System Board directed that this appeal be denied.

B-80 JOSEPH RODRIGUEZ

Joseph Rodriguez appeals the administration of the promotional examination for Police Sergeant (PM2505G), Atlantic City.

ACTION: The Merit System Board directed that this appeal be denied.

B-81 JIMMY HOFFMAN

Jimmy Hoffman appeals his failure of the promotional examination for Senior Interviewer Veterans' Services (PS5537N), Department of Labor and Workforce Development.

ACTION: The Merit System Board directed that this appeal be denied.

B-82 MIGUEL RODRIGUEZ

Miguel Rodriguez appeals the removal of his name from the Correction Officer Recruit (S9999D), Department of Corrections eligible list due to his failure to complete pre-employment processing.

ACTION: The Merit System Board directed that this appeal be granted.

B-83 MERIT SYSTEM BOARD MINUTES

The Merit System Board minutes of its meeting of June 21, 2006, are submitted for adoption.

ACTION: The Merit System Board adopted the minutes of its meeting of June 21, 2006.

VOTE:	Rolando Torres, Jr.	(Yes)
	Flavella Branham	(Abstained)
	John Currie	(Yes)
	Robert J. Long	(Yes)

B-84 TASHA NICHOLS

Tasha Nichols appeals her rejection as a County Correction Officer by Passaic County and its request to remove her name from the eligible list for County Correction Officer (S9999D) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION: The Merit System Board directed that this appeal be granted.

B-85 ROBIN PERKINS

Robin Perkins petitions the Merit System Board for reconsideration of the decision rendered on April 5, 2006 which found that she was below the minimum requirements in experience for the promotional examination for Driver Improvement Analyst 3 (PS5626T), Motor Vehicle Commission.

ACTION: The Merit System Board denied the request.

B-86 JOSEPH FOTI

Joseph Foti, a former County Police Officer with Essex County, represented by Timothy R. Smith, Esq., petitions the Merit System Board for enforcement of its decision, *In the Matter of Joseph Foti* (MSB, decided September 21, 2005), with respect to the award of back pay, benefits and seniority.

ACTION: The Merit System Board granted \$26,047.43 in back pay and \$10,625.08 in reimbursement for healthcare premiums. The Board also granted payment for 2005 and prorated 2006 vacation leave.

B-87 SALARY REGULATIONS, FY 2007

Submitted for the Board's review are Salary Regulations for Fiscal Year 2007. They include the Aligned Salary Regulation, the Non-Aligned Salary Regulation (with Attachments A and B), the Emergency Conditions Salary Regulation, the Special Incentive Salary Regulations, and the Miscellaneous Salary Regulations.

ACTION: The Merit System Board recorded the Salary Regulations for Fiscal Year 2007.

B-88 EARLY SETTLEMENTS

Alonzo Cumberlander
Northern State Prison
Department of Corrections
Suspension

Eric Hallett
Central Reception and Assignment Facility
Department of Corrections
Suspension

Natisha Jackson
Trenton Psychiatric Hospital
Department of Human Services
Suspension

Marc Jones
Northern State Prison
Department of Corrections
Suspension

Alfredo Marano
Department of Transportation
Suspension

Charmelle Williams
Northern State Prison
Department of Corrections
Suspension

ACTION: The Merit System Board acknowledged the settlements.

There being no further business before the Merit System Board, the meeting was adjourned to convene on Wednesday, August 9, 2006 at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

**ROLANDO TORRES, JR.
COMMISSIONER
MERIT SYSTEM BOARD**